

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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SCANSOFT, INC.,

Plaintiff,

v.

VOICE SIGNAL TECHNOLOGIES, INC.,  
LAURENCE S. GILLICK, ROBERT S.  
ROTH, JONATHAN P. YAMRON, and  
MANFRED G. GRABHERR,

Defendants.

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) C.A. No. 04-10353-PBS  
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**DEFENDANTS' MOTION TO DISMISS  
COUNTS II, III, IV AND V OF THE AMENDED COMPLAINT**

Defendants Laurence S. Gillick, Robert S. Roth, Jonathan P. Yamron, Manfred G. Grabherr, and Voice Signal Technologies, Inc. hereby move, pursuant to Fed. R. Civ. P. 12(b)(6), to dismiss Counts II (misappropriation of trade secrets), III (unfair competition against Voice Signal Technologies, Inc.), IV (unfair competition against the individual defendants), and V (violation of M.G.L. c. 93A) of plaintiff ScanSoft, Inc.'s Amended Complaint. The grounds for this Motion to Dismiss are set forth in the defendants' Memorandum of Law, submitted herewith.

**REQUEST FOR ORAL ARGUMENT**

Pursuant to Local Rule 7.1(D), defendants respectfully request a hearing on this Motion to Dismiss.

**WHEREFORE**, defendants Laurence S. Gillick, Robert S. Roth, Jonathan P. Yamron, Manfred G. Grabherr, and Voice Signal Technologies, Inc. respectfully request that this Court dismiss Counts II, III, IV, and V of the Amended Complaint.

Respectfully submitted,

LAURENCE S. GILICK, ROBERT S. ROTH,  
JONATHAN P. YAMRON, MANFRED G.  
GRABHERR and VOICE SIGNAL  
TECHNOLOGIES, INC.

By their attorneys,

/s/ Paul E. Bonanno

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Dated: June 14, 2004  
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